

07-21-04

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/769,546	01/30/2004	Jason Wells	SMX 3145.1 (2002-037R1)

CONFIRMATION NO. 5848

000321  
SENNIGER POWERS LEAVITT AND ROEDEL  
ONE METROPOLITAN SQUARE  
16TH FLOOR  
ST LOUIS, MO 63102

## FORMALITIES LETTER



\*OC000000012960724\*

Date Mailed: 06/18/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/22/2004 DEMMANU1 00000033 10769546

01 FC:1001	770.00 OP
02 FC:1051	130.00 OP
03 FC:1201	86.00 OP
04 FC:1202	360.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$5728 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$6628 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$5728**
  - **\$1118** for **13** independent claims over 3.
  - **\$4320** for **240** total claims over 20.
  - **\$290** for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



SMX 3145.1 (2002-037R1)  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Jason Wells  
Serial No. 10/769,546  
Filed January 30, 2004  
Confirmation No. 5848  
For MICROFILTRATION DEVICE AND METHOD FOR WASHING AND  
CONCENTRATING SOLID PARTICLES

July 20, 2004

**LETTER IN RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF NON-PROVISIONAL APPLICATION - FILING DATE GRANTED**

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VIRGINIA 22313-1450

SIR:

In response to the "Notice to File Missing Parts of Non-Provisional Application - Filing Date Granted," dated June 18, 2004, enclosed is applicant's signed Declaration and Power of Attorney in the above-referenced application. A copy of the Notice is returned herewith.

Also enclosed is a Separate Paper Identifying Attorneys/Agents to be Designated of Record in accordance with new rule 37 C.F.R. 1.32(c)(3).

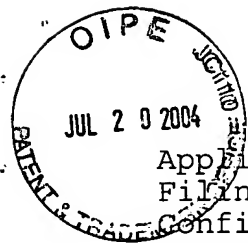
Further enclosed is a check in the amount of \$1,346.00 in payment of the basic filing fee of \$770.00, a surcharge of \$130.00, and the excess claim fee of \$446.00. The excess claim fee has been calculated based on Preliminary Amendment A which is being filed simultaneously herewith.

Applicant hereby authorizes the Commissioner to charge Deposit Account No. 19-1345 for any fees incurred in connection with this Response.

Respectfully submitted,

Andrew C. Wegman, Reg. No. 54,530  
SENNIGER POWERS  
One Metropolitan Square, 16th Floor  
St. Louis, Missouri 63102  
(314) 231-5400

ACW/lrw  
\*Enclosures  
Express Mail Label No. EL 998650118 US  
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**FEE TRANSMITTAL**

Application Number 10/769,546  
Filing Date January 30, 2004  
Confirmation No. 5848  
Inventor(s) Jason Wells  
Group Art Unit Not Yet Assigned  
Examiner Name Not Yet Assigned  
Attorney Docket Number SMX 3145.1 (2002-037R1)

**METHOD OF PAYMENT**

1. ☐ The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.  
☐ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.  
☐ Applicant claims small entity status.
2. ☒ Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

**FEE CALCULATION**

1. ☒ BASIC FILING FEE Subtotal (1) \$ 770.00  
(Type: Utility)
2. ☒ EXTRA CLAIM FEES Subtotal (2) \$ 446.00  
Total Claims 20 (\$360.00)  
Independent Claims 1 (\$86.00)
3. ☐ ADDITIONAL FEES Subtotal (3) \$ 130.00  
☒ Surcharge - late filing fee or oath  
☐ Surcharge - late provisional filing fee or cover sheet  
☐ Extension for reply within \_\_\_\_\_ month  
☐ Notice of Appeal  
☐ Filing a Brief in Support of an appeal  
☐ Request for ex parte Reexamination  
☐ Petitions to the Commissioner  
☐ Submission of Information Disclosure Statement  
☐ Recording each patent assignment per property  
☐ Request for Continued Examination  
☐ Other: \_\_\_\_\_

**TOTAL AMOUNT OF PAYMENT** \$ 1,346.00

Andrew C. Wegman  
Andrew C. Wegman, Reg. No. 54,530

July 20, 2004  
Date

ACW/lrw

Express Mail Label No. EL 998650118 US